IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 526 OF 2004

Mr. Gregory Mark Pinto ..Petitioner.

Versus

Mrs. Jacinta Pinto & Anr. ..Respondents.

Mr. Denzil D'Mello for the Petitioner.
Mr. Nitin V. Gangal for the Respondents.

CORAM : S. A. BOBDE, J.
DATED : 26TH OCTOBER, 2005.

P.C.:

1. The Consent Terms signed by the parties and their Advocates are tendered in the presence of the parties and they are taken on record and marked 'X' for identification. Undertakings mentioned therein are accepted.

2. The Family Court is directed to draw up a decree in accordance with para 12 of the consent terms.

3. This court must express its appreciation to Mr. Kumbhakoni, who acted as a mediator for resolving the dispute between the parties.

4. One of the terms of the consent terms, vide para 5 is to the effect that the petitioner and respondent will apply to the Family Court, Bandra to convert M.J. Petition No. 1245/2005 into a petition for divorce by mutual consent under section 10A of Divorce Act, 1869. And they shall do so within a period of two weeks from the date of the order of this court i.e. today.

5. The trial court shall pass a decree of divorce by mutual consent in accordance with the consent terms, within a period of 15 days from the date the parties appear before the trial court. The parties are directed to appear before the trial court within a period of two weeks from today.

6. In writ petition No.3973/2005 in the case of Heena H. Soni vs. Mr. Hasmukh A. Soni, this court has held that this court can pass such an order.

7. All concerned to act on an authenticated copy of this order.

DT. 26.10.05 (S.A.BOBDE,J)

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